

| | | | | |
|---|---------------------------------|------------------------------|---|--|
| AMENDMENT TRANSMITTAL LETTER | | | Docket No. SPINE 3.0-437 CIPCIPCIPCIPCON III | |
| Application No. 10/784,598-Conf. #8307 | Filing Date October 12, 2004 | Examiner B. E. Pellegrino | Art Unit 3738 | |

Applicant(s): Joseph P. Errico, Michael W. Dudasik, and Rafail Zubok

Invention: INSTRUMENTATION FOR REPOSITIONING AND EXTRACTING AN ARTIFICIAL INTERVERTEBRAL DISC FROM AN INTERVERTEBRAL SPACE

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.
The fee has been calculated and is transmitted as shown below.

| CLAIMS AS AMENDED | | | | | |
|--|---|---|-----------------------------------|----------|------|
| | Claims Remaining After Amendment | Highest Number Previously Paid | Number Extra Claims Present | Rate | |
| Total Claims | 11 | - 20 = | 0 | x 52.00 | 0.00 |
| Independent Claims | 2 | - 3 = | 0 | x 220.00 | 0.00 |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> | | | | | |
| Other fee (please specify): | | | | | |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT: | | | | | 0.00 |

☒ Large Entity
 ☐ Small Entity

☒ No additional fee is required for this amendment.

☐ Please charge Deposit Account No. _____ in the amount of \$ _____.

☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-1095 as described below. A duplicate copy of this sheet is enclosed.

☒ Credit any overpayment.

☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

/William A. Di Bianca/
 William A. Di Bianca
 Attorney/Agent Reg. No.: 58,653

Dated: March 15, 2010

LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP
 600 South Avenue West
 Westfield, New Jersey 07090
 (908) 654-5000

| | |
|--|---|
| I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4). | |
| Dated: March 15, 2010 | Electronic Signature for William A. Di Bianca: /William A. Di Bianca/ |